

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,)
) CASE NO. CR09-182-RAJ
Plaintiff,)
)
v.) SUMMARY REPORT OF U.S.
) MAGISTRATE JUDGE AS TO
JEREMIAH C. BINGHAM,) ALLEGED VIOLATIONS
) OF PROBATION
Defendant.)
_____)

A hearing on probation revocation in this case was scheduled before me on May 14, 2010. The United States was represented by AUSA Jeffrey Backhus and the defendant by Thomas Hillier. The proceedings were digitally recorded.

Defendant had been sentenced on or about February 23, 2009 in the District of South Dakota by the Honorable Charles B. Kornmann on a charge of Failure to Pay legal Child Support Obligations, and sentenced to 5 years probation. (Dkt. 3 at 5.) Jurisdiction of the case was transferred to this District on June 5, 2009. (Dkt. 3 at 2.)

The conditions of probation included the standard conditions plus the requirements that defendant pay restitution, provide the probation office with financial information as requested,

01 pay court-ordered financial obligations as specified, be prohibited from incurring any new
02 obligations or opening any new lines of credit without approval, submit to search, submit a DNA
03 sample, participate in a substance abuse program, comply with mental health treatment, reside
04 in a residential reentry center if directed.

05 In an application dated February 10, 2010 (Dkt. 4, 5), U.S. Probation Officer Mark J.
06 Chance alleged the following violations of the conditions of probation:

07 1. Failing to pay \$200 monthly toward restitution, in violation of a special condition
08 of probation.

09 2. Failing to notify the probation officer at least ten days prior to changing residence,
10 in violation of standard condition No. 6.

11 3. Committing the crimes of Assault and Felony Harassment on or before January
12 23, 2010, in violation of the general condition that he not commit another federal, state or local
13 crime.

14 4. Failing to cooperate in the collection of DNA, in violation of a general condition
15 of probation.

16 Defendant was advised in full as to those charges and as to his constitutional rights.

17 Defendant admitted alleged violations 1 and 3 and waived any evidentiary hearing as to
18 whether they occurred. He agreed to submit a DNA sample as set forth in violation 4. The
19 government moved to dismiss violation 3.

20 I therefore recommend the Court find defendant violated his probation as alleged in
21 violations 1 and 2, and that the Court conduct a hearing limited to the issue of disposition. I
22 recommend the Court dismiss violation 3. The next hearing will be set before Judge Jones.

01 Pending a final determination by the Court, defendant has been detained.

02 DATED this 14th day of May, 2010.

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04 

05 Mary Alice Theiler
06 United States Magistrate Judge

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08 cc: District Judge: Honorable Richard A. Jones
09 AUSA: Jeffrey Backhus
10 Defendant's attorney: Thomas Hillier
11 Probation officer: Mark J. Chance
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